

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

UNITED STATES OF AMERICA

v.

BYRON CARDOZO,

Defendant

Crim. No. 18-CR-10251-ADB

18 U.S.C. § 2261A(2)(B) (Cyberstalking)

18 U.S.C. § 875(c) (Interstate Threats)

18 U.S.C. § 981(a)(1)(C) & 28 U.S.C.
§ 2461 (Criminal Forfeiture)

JOINT STATUS REPORT

Pursuant to Local Rule 116.5(A), the United States of America and the defendant submit this joint status report in advance of the Initial Status Conference, which is scheduled for November 2, 2018 at 10:55 a.m.

1. Automatic Discovery Status

The government produced automatic discovery on October 24, 2018.

2. Additional Discovery

There are no discovery requests pending. The government has produced all materials that it intends to produce, with the exception of the forensic reports from electronic devices seized at the time of arrest, which are currently in the process of being forensically processed and examined.

3. Protective Orders

The parties do not request a protective order at this time. The parties have agreed to

redact the names of the victims in any public filings in the case.

4. Motion Date

Defense counsel requests additional time to review the discovery produced by the government prior to determining whether to file any dispositive motions. Accordingly, the parties request an interim status conference date, prior to the Final Status Conference, at which point a motion date may be set, in approximately thirty days.

5. Expert Discovery

The government intends to offer evidence obtained from forensic devices obtained at the time of arrest and search. The government anticipates calling a witness who will detail the forensic processes used to examine and extract data from the defendant's electronic devices. The government will provide timely notice of the identity and credentials of its witness, assuming this witness must be qualified as an expert, not less than 21 days before any trial in this matter. At this time, the government does not anticipate offering any additional expert testimony at trial.

6. Speedy Trial Act Calculations

The parties jointly request that the time from the Interim Status Conference today, on November 2, 2018, to the next Interim Status Conference be excluded from Speedy Trial Act calculations. Exclusion of this time will allow the parties to review discovery and to explore disposition of this case short of trial and is in the interests of justice. The parties anticipate requesting approximately 30 additional days until the next interim status conference.

Respectfully submitted,

JANE PEACHY

ANDREW E. LELLING
UNITED STATES ATTORNEY

s/Jane Peachy
Jane Peachy Esq.
Assistant Federal Public Defender
Counsel for Byron Cardozo

s/Amy Harman Burkart
By: Amy Harman Burkart
Assistant U.S. Attorney

Dated: November 2, 2018